

HOUSE BILL 1498

By Rogers

AN ACT to amend Tennessee Code Annotated, Title 71,
relative to adult day care.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 71-2-402, is amended by adding the
following as a new subsection.

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(1) A limited respite care services program is exempt from licensure
under this part.

(2) For purposes of this subsection, "limited respite care services
program" means a program that has as its sole purpose to provide primary
caregivers of appropriate adults with relief from normal caregiving duties and
responsibilities and:

(A) Is operated by a religious institution or religious organization
that provides custodial care for aging adults, vulnerable adults, and adults
with limitations on activities of daily living:

(i) Who can function in a group setting;

(ii) Who can feed and perform toilet functions with or
without the assistance of a personal aide accompanying them;
and

(iii) Who attends no more than three (3) days each
calendar week and not more than twelve (12) hours in any one (1)
week, and not more than six (6) hours in any one (1) day; and

(B) Is registered with the department pursuant to rule promulgated by the commissioner under § 71-2-412.

(3) The department is authorized to make site visits to a program in order to ensure compliance with the terms of the exemption permitted under this subsection.

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.